

# **Super Efficient Home Appliance Rebate Program**

## **Terms and Conditions**

Applicant must acknowledge reading and understanding terms and conditions and then accept terms and conditions before proceeding to reserve or claim rebate funds for eligible measures. The general and special terms include:

- Applicant shall hold the Commonwealth of Virginia harmless from any and all claims, demands, and actions based upon or arising out of any purchases of goods or services performed by applicant or by applicant's agents.
- Applicant agrees to assume all risks of loss and to indemnify and hold the Department of Mines, Minerals and Energy (DMME), the Commonwealth of Virginia and its officers, agents and employees, harmless from and against any and all liabilities, demands, claims, damages, suits, costs, fees, and expenses, incidents thereto, for injuries or death to persons and for loss of, damage to, or destruction of property because of the applicant's negligence, intentional acts or omissions. In the event of any demand or claim, DMME or the Commonwealth of Virginia may elect to defend any such demand or claim and will be entitled to be paid by the applicant for all damages.
- A recipient is subject to audit by the state and federal government at any time up to five years after receiving a rebate funded by the American Recovery and Reinvestment Act. Recipient agrees to retain records for five years, provide access to records and the property where improvements were made and to cooperate if selected for audit. Authority for audits is covered in part under Section 1515(a) of the Recovery Act.
- Applicant is responsible for monitoring the program website (<http://www.dmme.virginia.gov/DE/ARRA-Public/SEApplianceRebate.shtml>), including the list of answers to frequently asked questions, to learn about possible program changes and to receive notifications and guidance on all aspects of the program.
- It is the intent of DMME to pay rebates in a timely manner, usually no more than six weeks after the program administrator has received an applicant's rebate request and approved the applicant's documentation of work, costs and eligibility. This process could require more time, however, if the appliance rebate program sells out quickly and DMME receives an extremely high volume of rebate redemptions concentrated in just a few days or weeks.
- Applicant agrees to comply with all applicable local, state and federal building, fire and safety codes and regulations, including but not limited to obtaining a building permit when required, observing zoning requirements and consulting with local, state or federal safety and regulatory officials, including compliance with requirements to obtain approval in advance before making material changes to or changes that could impact historical structures.
- DMME will calculate deemed energy and environmental benefits and other potential impacts of equipment and measures that receive rebates. However, on a random basis some applicants for up to two years after the date when the program first accepts

reservations for rebates will be asked to provide additional information to assist DMME to document and validate actual benefits of super-energy efficient equipment and measures. Applicant agrees to participate if selected and agrees that the rebate received from DMME is fair compensation for reasonable time and effort to participate, if selected.

- Applicant assumes full risk and responsibility for all purchases of goods or services and agrees that applicant is solely responsible for decisions to make purchases that might be eligible for a rebate under this program.
- Applicant agrees to permit public disclosure of information. The federal legislation that funded this program requires transparency and public disclosure of how funds are managed, awarded and spent. It is possible that information about how individual rebates were awarded and spent could be publicly disclosed in some manner, including disclosure on a government website, in a news report or as a result of a request under the Freedom of Information Act.
- Applicant agrees that the program may be modified, suspended or discontinued by DMME without notice.
- Applicant agrees that funds reserved by applicant must be claimed within 60 days (**30 days if applicant reserved funds on or after November 11, 2011**) or applicant's reservation and access to those reserved funds will be cancelled. If this occurs, applicant will have no greater claim on available funds than any other eligible applicant; applicant will have to reapply on a first-come, first-served basis.
- Applicant understands that rebates will be reserved and distributed on a first-come, first-served basis until funds are depleted and that it will be necessary for DMME occasionally to suspend the reservation process temporarily to determine the availability of funds that were reserved but not claimed within the allotted 60-day timeframe (**30 days for reservations made on or after November 11, 2011**).
- Applicant agrees to accept full responsibility to confirm eligibility of equipment with vendor(s) or contractor(s) and acknowledges that for some purchases it might be prudent to first confirm in writing that vendor(s) or contractor(s) will provide equipment that is eligible for a rebate and provide all documentation needed by the applicant to qualify for a rebate under this program BEFORE agreeing to a purchase.
- Applicant agrees to provide all documentation required to qualify for a rebate and to provide the documentation in a manner consistent with rebate program instructions, which specify that documentation is to be attached to a form that applicant can print out that will include a unique bar code to identify the applicant and facilitate processing by DMME.
  - a. All rebate items require copies of receipts or invoices. They must be dated and include adequate information to determine the following:
    - Identify the seller and the seller's address
    - Identify the purchase price and brand and model number of the equipment for which a rebate is sought
  - b. Signature form certifying compliance with terms of the rebate
  - c. Bar-coded summary page
  - d. CEE High-Efficiency Central Air Conditioners and Air Source Heat Pumps require additional documentation:

- AHRI Certificate showing the efficiency rating of the equipment must be provided. AHRI Certificates are available on the AHRI website: (<http://www.ceedirectory.org/>).
- Applicant certifies that he or she at all times will be completely truthful, that no documentation will be altered, manufactured or falsely represented and that no rebate will be claimed in a manner or fashion that does not comply with program requirements.
- Only property with a physical Virginia address (no post office boxes) is eligible for energy efficient appliance rebates under this program. Applicant certifies that he or she has not applied and will not apply for any other rebate for this appliance that uses dollars from the American Recovery and Reinvestment Act.
- Rebates under the appliance rebate program are available for residential use only. No rebates shall be awarded to a consumer who intends to use the product at a property in which he or she does not maintain a residence for non-commercial purposes. For example, a landlord may not be awarded a rebate for a product installed at a property the landlord rents to others.
- Rebates are only available for eligible high efficiency products purchased on or after October 24, 2011.
- Applicant must certify that the appliance for which a rebate is sought replaces an existing like appliance and that the old appliance is either recycled or hauled away for proper disposal.